



IFW

Practitioner's Docket No. FORE-107

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Kevin Nolish, Drew Anderson and Keith Arner  
Application No.: 10/782,217 Group No.: 2113  
Filed: 02/19/2004 Examiner: Elmira Mehrmanesh  
For: METHOD, APPARATUS AND SOFTWARE FOR PREVENTING SWITCH FAILURES IN THE  
PRESENCE OF FAULTS

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is other than a small entity.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is *mandatory*;  
*Express Mail certification is optional.*)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

X deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

X with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

☐ as "Express Mail Post Office to Addressee"  
Mailing Label No. \_\_\_\_\_ (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (571) 273 - 8300.

Date:

4/12/07

Signature

Tracey L. Klaas

Tracey L. Klaas

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

### EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

### FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

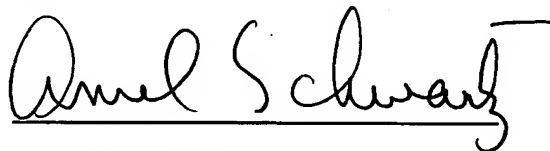
	(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	18	– 20	= 0	x \$ 50.00	= \$		0.00
INDEP.	3	– 3	= 0	x \$ 200.00	= \$		0.00
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				+ \$ 0.00	= \$		0.00
				TOTAL ADDIT. FEE	\$		0.00

No additional fee for claims is required.

### FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 19-0737.

If an additional fee for claims is required, charge Account No. 19-0737.



Ansel M. Schwartz  
Registration No. 30,587  
Attorney at Law  
201 N. Craig Street  
Suite 304  
Pittsburgh, PA 15213  
412-621-9222



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

KEVIN NOLISH, ET AL.

Serial No. 10/782,217

Filed: February 19, 2004

Art Unit: 2113

Patent Examiner:

Elmira Mehrmanesh

)  
)  
)  
)  
)  
)  
) METHOD, APPARATUS AND  
) SOFTWARE FOR PREVENTING  
) SWITCH FAILURES IN THE  
) PRESENCE OF FAULTS  
)  
)  
)

Pittsburgh, Pennsylvania 15213

April 12, 2007

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

AMENDMENT

CERTIFICATE OF MAILING  
I hereby certify that this correspondence  
is being deposited with the U.S. Postal  
Service as first class mail in an envelope  
addressed to: Commissioner for Patents,  
P.O. Box 1450, Alexandria, VA 22313-  
1450 on

4/12/07  
*Ansel M. Schwartz*

Ansel M. Schwartz  
Registration No. 30,387

In response to the Office Action dated January 12, 2007, please enter the  
following amendments to the above-identified application as follows.